

STATE OF MAINE  
PUBLIC UTILITIES COMMISSION

Docket No. 98-810

April 8, 1999

PUBLIC UTILITIES COMMISSION  
Metering, Billing, Collections, and  
Enrollment Interactions among Transmission  
and Distribution Utilities and Competitive  
Electricity Providers (Chapter 322)

Order Correcting Rule

WELCH, Chairman; NUGENT and DIAMOND, Commissioners

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In this Order and attached corrected rule, we make minor changes to Chapter 322 to conform the rule to the requirements of the Maine Administrative Procedures Act (APA), 5 M.R.S.A. §§ 8001-11008.

In our Order dated March 18, 1999, we adopted Chapter 322 of the Commission's rules. The rule defined "EBT Standards" as:

the standards, established by the Electronic Business Transactions Standards working group and approved by the Commission, that govern the procedures, electronic protocols, and data formats for transferring data electronically among transmission and distribution utilities and competitive electricity providers.

Chapter 322 §1(G). Section 9(B)(1) required, among other things, each transmission and distribution utility (except for consumer-owned utilities) and competitive electricity provider to transfer data between each other "in accordance with the procedures and formats specified in the EBT standards approved by the Commission as they may change from time to time . . . ." Section 9(B)(2) required, among other things, competitive electricity providers and transmission and distribution utilities to have an individual responsible for complying with the EBT standards attend a training session as established in the EBT standards.

The Attorney General's Office has advised us that the EBT standards should be adopted by rule. In this way, any requirement in Chapter 322 to comply with these standards will be a requirement to comply with another Commission rule adopted in accordance with the Maine APA. Accordingly, we have corrected the definition of EBT standards to indicate that these standards will be adopted by Commission rule.<sup>1</sup> In addition, we have deleted the reference in section 9(B)(1) to approval by the Commission of the EBT standards. We have not replaced this phrase with an indication that the standards will be adopted by Commission rule since this information is already provided in the definition of EBT standards.

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<sup>1</sup>We expect to institute this rulemaking in the next several months.

In all other respects, the rule remains unchanged from the rule we adopted on March 18, 1999. The Statement of Factual and Policy Basis for the rule is therefore set forth in the March 18th Order as supplemented and corrected by this Order.

Dated at Augusta, Maine, this 9th day of April, 1999.

BY ORDER OF THE COMMISSION

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Dennis L. Keschl  
Administrative Director

COMMISSIONERS VOTING FOR:    Welch  
   Nugent  
   Diamond